

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

GENZYME CORPORATION,)	
)	
Plaintiff,)	
)	
v.)	C. A. No. 1:10-cv-00512-GMS
)	
ANCHEN PHARMACEUTICALS, INC.)	ORAL ARGUMENT REQUESTED
)	
Defendant.)	

ANCHEN PHARMACEUTICALS, INC.)
)
Counterclaim-Plaintiff,)
)
v.)
)
GENZYME CORPORATION and)
BONE CARE INTERNATIONAL, LLC)
)
Counterclaim-Defendants.)

**ANCHEN’S MOTION FOR JUDGMENT ON THE PLEADINGS ON
COUNT V OF ANCHEN’S COUNTERCLAIMS**

Pursuant to Federal Rule of Civil Procedure 12(c), Defendant Anchen Pharmaceuticals, Inc. (“Anchen”), by and through its undersigned counsel, hereby respectfully moves the Court for judgment on the pleadings on Count V of Anchen’s Counterclaims, holding that U.S. Patent No. 6,903,083 B2 is unenforceable by virtue of the statutory disclaimer filed by Counterclaim-Defendant Bone Care International, LLC.

The grounds for this motion are fully set forth in the accompanying brief and supporting declaration, filed contemporaneously herewith and incorporated by reference herein.

Respectfully submitted,

PHILLIPS, GOLDMAN & SPENCE, P.A.

Date: October 27, 2010

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